

AGENDA
HEALTH SERVICES AND DEVELOPMENT AGENCY

Legislative Plaza
Room 12
Sixth Avenue North & Union Street
Nashville, TN

Wednesday, July 25, 2012

8:30 a.m. CDT

- I. CALL TO ORDER
- II. DIRECTOR'S ANNOUNCEMENTS
- III. ELECTION OF OFFICERS

A. Election of Chair and Vice-Chair

Chair – Johnson nominated by Burns;
Second by Wright & Southwick
9-0-1
[Abstained: Johnson]

Vice-Chair – Burns nominated by Wright;
Second by Jordan
9-0-1
[Abstained: Burns]

IV. STATE HEALTH PLAN UPDATE

A. Update: Jeff Ockerman, Director of Health Planning, Department of Health

V. CERTIFICATE OF NEED APPLICATIONS

Mr. Mills recused

DENIED

Motion: Ms. Burns
Second: Mr. Doolittle &
Mr. Wright
9-0-0

- A. Rainbow Home Health, LLC, Ashland City (Cheatham County), TN — CN1203-013
The establishment of a home care organization to provide home health services in Cheatham County. The office is to be located at 112 Frey Street, Ashland City (Cheatham County), TN 37015.
\$ 27,950.00
Opposition: SunCrest Healthcare, Inc.; NHC HomeCare, Springfield & NHC HomeCare, Columbia; Gentiva Health Services
DEFERRED FROM THE JUNE MEETING

APPROVED

Motion: Mr. Southwick
Second: Mr. Wright
10-0-0

- B. Overton County Nursing Home, Livingston (Overton County), TN — CN1204-017
Modification and renovation to the existing 160-bed nursing home. The project includes the construction of a new building behind the existing facility which will include 30 private rooms but will not increase the licensed bed capacity of the facility. Renovations include cosmetic upgrades to the existing facility.
\$ 6,344,844.00

**DEFERRED TO
THE AUGUST
MEETING**

- C. Reeves Eye Surgery Center, Johnson City (Washington County), TN — CN1204-018
The establishment of a single-specialty ambulatory surgical treatment center (ASTC) limited to ophthalmology. It will have one (1) operating room and one (1) laser procedure room. The project does not contain major medical equipment or initiate or discontinue any other health service; and will not affect any licensed bed complements.
\$ 1,266,514.00

VI. GENERAL COUNSEL'S REPORT

APPROVED

Motion: Ms. Jordan

Second: Ms. Burns

10-0-0

- A. Vanderbilt Health Services dba Vanderbilt Maury Radiation Oncology LLC, Spring Hill (Maury County), TN — CN1012-053A

The project was approved on February 23, 2011 for the relocation of a proposed health care facility in the previously approved but unimplemented Certificate of Need (CN0804-024A) for construction of a single specialty ambulatory surgical treatment center (ASTC) limited to the initiation of megavoltage radiation therapy services. The project cost was \$7,980,617.

The following requests are made at this time:

1) Change of Ownership. Vanderbilt Maury Radiation Oncology, LLC was inadvertently established under a provision of TN law that prohibits more than one member; the CON application contemplated two owners (Vanderbit University Medical Center and Maury Regional Medical Center). Request is being made to transfer ownership to another limited liability company to enable both parties to be members, as described more fully in Dan Elrod's letter, dated June 28, 2012. The new owner would ultimately change its name to "Vanderbilt Maury Radiation Oncology LLC."

2) Change of Control. The CON application described the intent for Maury Regional Medical Center to be a 50% owner of the facility. The parties now desire to make Maury Regional Medical Center a 60% owner, with Vanderbit University Medical Center owning the remaining 40%.

B. Contested Case Update

VII. OTHER BUSINESS

A. HSDA Members In-Service:

- 1) State Audit Requirements—Art Hayes, State Audit Director, TN Comptroller of the Treasury:
 - a. Discussion of types of Audits including Performance, Financial & Compliance, and Risk-based;
 - b. Sunset Public Hearing Process; and
 - c. Audit Committee Requirements.
- 2) Accessing On-line Board Materials—Art Colebank, Digital Imaging Manager, Department of General Services.

VIII. MINUTES

IX. ADJOURNMENT